Introduced by Representatives Cina of Burlington, Donnally of Hyde Park, Surprenant of Barnard, Toleno of Brattleboro, and Vyhovsky of Essex

Referred to Committee on

Date:

Subject: Health; labeling of food drugs, cosmetics, and hazardous substances; kratom

Statement of purpose of bill as introduced: This bill proposes to regulate kratom products according to existing health and consumer protections laws for labeling consumable products for marketing and sale and to establish an age requirement for the purchase of kratom products.

An act relating to the regulation of kratom products

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. SHORT TITLE

This act may be cited as the Kratom Consumer Protection Act.

Sec. 2. 18 V.S.A. chapter 82, subchapter 3 is added to read:

Subchapter 3. Kratom Consumer Protection Act

§ 4091. DEFINITION
“Kratom product” means a food product or dietary ingredient containing any part of the leaf of the plant Mitragyna speciosa. Mitragyna speciosa and its compounds are not regulated drugs pursuant to chapter 84 of this title.

§ 4092. AGE REQUIREMENT

(a) No person shall sell a kratom product to a person under 18 years of age.

(b) Violations of this section shall be subject to the penalties in section 4054 of this chapter.

§ 4093. KRATOM PRODUCT

(a) A kratom product shall include on its package or label the amount of mitragynine and 7-hydroxymitragynine contained in the product.

(b) No person shall manufacture, dispense, or offer for sale any kratom product that contains:

(1) a level of 7-hydroxymitragynine in the alkaloid fraction that is greater than 2% of the alkaloid composition of the product; or

(2) any synthetic alkaloids including synthetic mitragynine, synthetic 7-hydroxymitragynine, or any other synthetically derived compounds of the kratom plant.

(c) Violations of this section shall be subject to the penalties in section 4054 of this chapter.

Sec. 3. EFFECTIVE DATE

This act shall take effect on July 1, 2021.